

**DOCKET NO.: TJU-2290  
PATENT APPLICATION**

**SERIAL NO.: 09/046,178  
FILED: MARCH 23, 1998**

On December 10, 1998, the Examiner indicated to Applicant's undersigned representative in a telephone conversation that the claims 9-24 were otherwise in condition for allowance and would be allowed if a Terminal Disclaimer were filed to obviate the two obviousness type double patenting rejections.

Provided herewith are two Terminal Disclaimers which each specify the portion of the term of a patent issuing from the above-identified patent application which is being disclaimed. Applicant has provided the appropriate fee for filing a Terminal Disclaimer as per the authorization in the Transmittal Letter filed herewith to withdraw the same from the deposit account referenced therein. The Terminal Disclaimers have been signed by an attorney of record.

The filing of the two Terminal Disclaimers provided herewith obviates the rejection of claims 9-24 under the judicially created doctrine of obviousness type double patenting as being unpatentable over claims 1-5 of related U.S. Patent No. 5,601,990 and claims 1-8 of related U.S. Patent No. 5,731,159.

Claims 9-24 are in condition for allowance. A notice of allowance is earnestly solicited.

Respectfully submitted,



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Date: December 10, 1998

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- Attachments: 1) Terminal Disclaimer to Obviate a Double Patenting Rejection Over a Prior Patent U.S. Patent No. 5,601,990  
2) Terminal Disclaimer to Obviate a Double Patenting Rejection Over a Prior Patent U.S. Patent No. 5,731,159